

SUMMARY OF INTERVIEW

Attendees, Date and Type of Interview

The telephonic interview was conducted on October 18, 2010 and attended by Donna Jagoe and Che Chereskin.

Exhibits and/or Demonstrations

none

Identification of Claims Discussed

Primarily claims 1 and 18

Identification of Prior Art Discussed

Kodama (WO 97/02821

Godbey (2002/0187181)

Proposed Amendments

A draft response, including amended claims, was faxed to the Examiner in advance of the interview.

Principal Arguments and Other Matters

1) The generic disclosure of a wide variety of plasticizers by Godbey does not render obvious the specific plasticizers of Applicants' claims because the references taken as a whole do not provide sufficient guidance to choose from among the plasticizers disclosed by Godbey to obtain the claimed invention with a reasonable expectation of success.

2) The claims are amended to specific concentrations and ratios which are outside of the range taught by Godbey (and Kodama). These ranges are critical to the result claimed which is a coating film that can be maintained on nail or skin for at least 12 hours but can be washed off with water and can deliver an antifungal agent.

Results of Interview

The Examiner questioned the term "viscous glass state" on the basis that it was not well-defined in the specification. In response, this term is deleted. It is believed that the recitation of "the coating film being maintained on a skin or nail surface at least 12 hours from drying after application, and the coating film being removable with water" covers this point.

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The Examiner also thought that the recitations of “film-forming agent” and “plasticizer” were broad. In response, the claims 1 and 18 have been reworded so that the further limitations recited in the claims for these elements is more clearly conveyed.